

Tuesday, May 24, 2005

**STATEMENT OF PROCEEDINGS FOR THE
REGULAR MEETING OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B
OF THE KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

9:30 AM

Present: Supervisor Yvonne B. Burke, Supervisor Zev Yaroslavsky, Supervisor
Don Knabe, Supervisor Michael D. Antonovich and Chair Gloria Molina

Invocation led by Pastor James A. Tolle, The Church On The Way,
Van Nuys (3).

Pledge of Allegiance led by George Smith, Commander, Inglewood Post
No. 2122, The American Legion (2).

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

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Video Transcript Link for Entire Meeting (03-1075)

[Video Transcript](#)

CLOSED SESSION MATTERS

CS-
1.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

In the Matter of the Noise Variance Application of: City of Los Angeles, Department of Airports for Los Angeles International Airport (LAX), Department of Transportation, State of California, Case No. L2004060244

This administrative proceeding concerns Los Angeles World Airports' application for a noise variance for Los Angeles International Airport (LAX). (05-0494)

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD OF SUPERVISORS AUTHORIZED SETTLEMENT OF THE ABOVE ADMINISTRATIVE PROCEEDINGS. THE SUBSTANCE OF THE SETTLEMENT WILL BE DISCLOSED UPON INQUIRY BY ANY PERSON AS SOON AS THE SETTLEMENT BECOMES FINAL FOLLOWING APPROVAL BY ALL PARTIES AND THE CALIFORNIA DEPARTMENT OF TRANSPORTATION.

THE VOTE OF THE BOARD OF SUPERVISORS WAS UNANIMOUS WITH ALL SUPERVISORS BEING PRESENT.

CS-
2.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Los Angeles County Employees Retirement Association v. Los Angeles County Firefighters Local 1014, AFL-CIO, et al.; Michael S. Talbot, et al. (Intervenors) v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BC 244838

This litigation involves alleged entitlements to retirement benefits for former and present County employees who provided service as temporary or recurrent fire control workers. (05-1374)

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD OF SUPERVISORS AUTHORIZED SETTLEMENT OF THE ABOVE LITIGATION. THE SUBSTANCE OF THE SETTLEMENT WILL BE DISCLOSED UPON INQUIRY BY ANY PERSON AS SOON AS THE SETTLEMENT BECOMES FINAL FOLLOWING APPROVAL BY ALL PARTIES AND THE SUPERIOR COURT.

THE VOTE OF THE BOARD OF SUPERVISORS WAS UNANIMOUS WITH ALL SUPERVISORS BEING PRESENT.

CS-
3.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (two cases)

These matters involve requests by the District Attorney and Assessor to institute legal proceedings seeking to invalidate term limits placed on the offices of the Los Angeles County District Attorney and the Los Angeles County

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD OF SUPERVISORS APPROVED A REQUEST BY THE DISTRICT ATTORNEY AND ASSESSOR TO PURSUE QUO WARRANTO PROCEEDINGS CONCERNING APPLICATION OF TERM LIMITS FOR THE OFFICES OF DISTRICT ATTORNEY AND ASSESSOR IMPOSED BY 2002 AMENDMENTS TO THE LOS ANGELES COUNTY CHARTER (ARTICLE IV, SECTION 12), AND AUTHORIZED RETENTION OF SEPARATE LEGAL COUNSEL TO REPRESENT THE DISTRICT ATTORNEY AND ASSESSOR IN SUCH PROCEEDINGS.

THE VOTE OF THE BOARD OF SUPERVISORS WAS UNANIMOUS WITH ALL SUPERVISORS BEING PRESENT.

S E T M A T T E R

9:30 a.m.

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Presentation of plaque to The Honorable Peter Hunt, Consul General of the United Kingdom, as he departs his post in Los Angeles, as arranged by the Chair.

Presentation of scroll to Bill Rauch, Artistic Director and co-founder of the Cornerstone Theater Company, in recognition of Cornerstone's featured production "A Long Bridge Over Deep Waters" as a performing highlight of the John Anson Ford Amphitheater's 2005 Summer Season, as arranged by Supervisor Yaroslavsky.

Presentation of scroll to El Camino Real High School team members in recognition for winning the 2005 Academic Decathlon National Championship, as arranged by Supervisor Yaroslavsky.

Presentation of scroll honoring General Brian Arnold for his dedicated service to the Los Angeles Air Force Base and on his retirement, as arranged by Supervisor Knabe.

Presentation of scroll to Dr. Ronald J. Leon, ED.D., Superintendent of the Rowland Unified School District, in recognition of his retirement after serving 35 years in public education, as arranged by Supervisor Knabe.

Presentation of plaque to Henry Alfaro, commending him on his outstanding 35-year career with KABC-TV Los Angeles as an award winning newscaster, co-host of "Vista L.A." and member of the "Eyewitness News" team, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich. (05-0030)

S-
1.

11:00 a.m.

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Report by the Director of Health Services and Navigant on the status of reform at Martin Luther King Jr./Drew Medical Center, as requested by Supervisor Molina at the meeting of April 12, 2005. (05-1086)

REPORT PRESENTED BY DR. THOMAS L. GARTHWAITE, DIRECTOR OF HEALTH SERVICES, AND KAE ROBERTSON, MANAGING DIRECTOR, NAVIGANT CONSULTING, INC., DETAILING ACTIVITIES CONDUCTED BY THE DIRECTOR OF HEALTH SERVICES AND NAVIGANT CONSULTING, INC. WITHIN KING/DREW MEDICAL CENTER.

AFTER DISCUSSION, THE REPORT WAS RECIEVED AND FILED.

[REPORT](#)
[See Final Action](#)
[Video](#)
[REPORT](#)

Absent: None

Vote: Common Consent

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE COMMUNITY DEVELOPMENT COMMISSION
OF THE COUNTY OF LOS ANGELES
TUESDAY, MAY 24, 2005
9:30 A.M.**

- 1-D. Recommendation: Authorize the Executive Director to accept from the County of Los Angeles an estimated \$71,678,069 in Community Development Block Grant (CDBG), HOME Investment Partnerships, American Dream Downpayment Initiative Act Program, and Emergency Shelter Grant funds for projects identified in the 2005-06 Action Plan; and to incorporate the funds into the approved Fiscal Year 2005-06 budget of the Commission, following final notification from the U.S. Department of Housing and Urban Development; also authorize the Executive Director to execute CDBG Reimbursable and Advance Contracts, and any amendments on behalf of the County, with participating cities and the Housing Authority to implement the projects described in the Action Plan (All Districts). (Relates to Agenda Nos. 1-H and 3) (05-1100)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

STATEMENT OF PROCEEDINGS FOR THE MEETING OF

THE HOUSING AUTHORITY

OF THE COUNTY OF LOS ANGELES

TUESDAY, MAY 24, 2005

9:30 A.M.

- 1-H.** Recommendation: Authorize the Executive Director to accept from the County of Los Angeles an estimated \$1,092,253 in Fiscal Year 2005-06 Community Development Block Grant (CDBG) funds, and to continue administration of \$627,321 in prior year CDBG funds, as specified in the 2005-06 Action Plan; and to incorporate the 1,092,253 in new CDBG funds into the approved Fiscal Year 2005-06 budget of the Housing Authority, following final notification from U.S. Department of Housing and Urban Development; also authorize the Executive Director to execute CDBG Reimbursable and Advance Contracts and any amendments thereto, with the County to implement the projects described in the Action Plan (All Districts). (Relates to Agenda Nos. 1-D and 3) (05-1102)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

PUBLIC HEARINGS 1 - 13

1.

Hearing on the Annual Garbage Collection and Disposal Service Fees Report for Fiscal Year 2005-06 for the Walnut Park Garbage Disposal District (1); and on the collection of increased annual service fees in the Walnut Park Garbage Disposal District from \$80 to \$215 per refuse unit per year for Fiscal Year 2005-06; and to provide for the continued collection of said fees on the tax roll; also find that the proposed fees are for the purpose of meeting operational expenses, and are therefore exempt from the California Environmental Quality Act. **4-VOTES** (05-0986)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

1.

MADE A FINDING THAT ADOPTION OF THE ANNUAL GARBAGE COLLECTION AND DISPOSAL SERVICE FEE REPORT FOR FISCAL YEAR 2005-06 FOR THE WALNUT PARK GARBAGE DISPOSAL DISTRICT, AND ADOPTION OF ORDINANCE ARE FOR THE PURPOSE OF MEETING OPERATION EXPENSES, AND IS THEREFORE, EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT;
2.

APPROVED THE ANNUAL GARBAGE COLLECTION AND DISPOSAL SERVICE FEE REPORT FOR FISCAL YEAR 2005-06, FOR THE WALNUT PARK GARBAGE DISPOSAL DISTRICT; AND
3.

ADOPTED ORDINANCE NO. 2005-0039 ENTITLED, "AN ORDINANCE AMENDING TITLE 20 - UTILITIES OF THE LOS ANGELES COUNTY CODE TO INCREASE THE ANNUAL GARBAGE COLLECTION AND DISPOSAL SERVICE FEE FOR THE WALNUT PARK GARBAGE DISPOSAL DISTRICT, AND PROVIDING FOR THE COLLECTION OF SUCH FEE ON THE TAX ROLL." THIS ORDINANCE SHALL TAKE EFFECT JUNE 23, 2005.

[See Supporting Document](#)
[See Final Action](#)

Absent:

None

Vote:

Unanimously carried

2.

Hearing on the Sewer Service Charge Annual Report for Fiscal Year 2005-06 for the Los Angeles County Maintenance Districts (All Districts); a reduction to the Additional Annual Zone Sewer Service Charge for the Aneta Zone of the Consolidated Sewer Maintenance District from \$20 to \$10 per sewage unit; and a reduction to the Additional Annual Zone Sewer Service Charge for the Foxpark Drive Zone of the Consolidated Sewer Maintenance District from \$65 to \$22.10 per sewage unit. **4-VOTES** (05-1051)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. APPROVED THE SEWER SERVICE CHARGE ANNUAL REPORT FOR FISCAL YEAR 2005-06 FOR THE LOS ANGELES COUNTY SEWER MAINTENANCE DISTRICTS;**
- 2. APPROVED A REDUCTION IN THE ADDITIONAL ANNUAL ZONE SEWER SERVICE CHARGE FOR THE ANETA ZONE OF THE CONSOLIDATED SEWER MAINTENANCE DISTRICT OF \$10, FROM \$20 TO \$10 PER SEWAGE UNIT AND A REDUCTION IN THE ADDITIONAL ANNUAL ZONE SEWER SERVICE CHARGE FOR THE FOXPARK DRIVE ZONE OF \$42.90, FROM \$65 TO \$22.10 PER SEWAGE UNIT, IN FISCAL YEAR 2005-06;**
- 3. MADE A FINDING THAT THE PROPOSED ORDINANCE AMENDING TITLE 20 - UTILITIES OF THE LOS ANGELES COUNTY CODE IS TO FUND OPERATING EXPENSES AND CAPITAL PROJECTS TO MAINTAIN SERVICES IN EXISTING SERVICE AREAS AND IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AND**
- 4. ADOPTED ORDINANCE NO. 2005-0040 ENTITLED, "AN ORDINANCE AMENDING TITLE 20 - UTILITIES OF THE LOS ANGELES COUNTY CODE, RELATING TO THE REDUCTION OF THE ADDITIONAL ANNUAL ZONE SEWER SERVICE CHANGES IN THE ANETA AND FOXPARK DRIVE ZONES." THIS ORDINANCE SHALL TAKE EFFECT JUNE 23, 2005.**

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

3. Hearing on approval of the 2005-06 Action Plan to enable the County to receive and administer an estimated \$71,678,069 in Federal funds, comprised of \$34,621,264 in Thirty-first Program Year Community Development Block Grant (CDBG) funds; \$444,940 in Fiscal Year 2005-06 CDBG funds received as a joint applicant with the City of Cerritos; \$18,669,646 in CDBG funds from prior fiscal years; \$2,500,000 in estimated future CDBG program income; \$13,796,207 in Fiscal Year 2005-06 Home Investment Partnerships (HOME) Program funds; \$319,422 in Fiscal Year 2005-06 American Dream Downpayment Initiative Act (ADDI) Program funds; and \$1,326,590 in Fiscal Year 2005-06 Emergency Shelter Grant (ESG) funds (All Districts), for housing and community development activities in the unincorporated areas of the County and 45 participating cities; also approve and authorize the Executive Director of the Community Development Commission to take the following related actions: (Relates to Agenda Nos. 1-D and 1-H)

Serve as agent of the County, for administration of the Action Plan and the allocated funds; and to incorporate into the Action Plan the public comments approved for inclusion by the Board, and to submit the Action Plan to the U.S. Department of Housing and Urban Development (HUD) by June 1, 2005;

Provide HUD with any additional information required for approval of the Action Plan;

Execute CDBG Reimbursable and Advance Contracts, and any amendments thereto, with 49 community-based organizations and other public agencies to provide a total of \$2,847,893 in CDBG funds for the 2005-06 Program Year, to be effective from July 1, 2005 to June 30, 2006, for 53 projects as described in the Action Plan;

Execute CDBG Reimbursable Contract Amendments with 45 participating cities, to provide a total of \$18,426,287 in CDBG funding for eligible activities for Fiscal Year 2005-06, to be effective from July 1, 2005 to June 30, 2006;

Execute CDBG Reimbursable Contract Amendments with six cities and the Commission for the West Altadena Community Redevelopment Project Area that have been approved or are pending approval of Section 108 Loans, for the purpose of repaying Section 108 Loans approved by the Board, and set aside \$1,883,523 of Fiscal Year 2005-06 CDBG allocation for loan repayment;

Execute CDBG Advance Contracts, and any amendments thereto, between the Commission and the Whittier Boulevard Merchants Association and the Florence Firestone Chamber of Commerce, in the amount of up to \$357,912 and \$110,000 respectively, using CDBG funds for the 2005-06 Program year, as described in the Action Plan, to be effective from July 1, 2005 to June 30, 2006;

Execute CDBG Reimbursable Contracts with the Housing Authority, to provide \$1,719,574 in CDBG funds to carry out seven new and four continuing projects involving capital improvements and services for public housing residents;

Execute Memoranda of Understanding (MOU) with nine participating cities, to provide \$4,173,578 in HOME funds for the development of single-family homes and single-family home rehabilitation;

Reprogram HOME funds, within the limits prescribed by HUD, in order to fully expend the grant, for the purposes described in the Action Plan;

Use ESG funds, in the amount of \$1,326,590 to fund programs that assist the homeless; and to amend the Action Plan to include the final distribution of ESG funds to the Los Angeles Homeless Services Authority (LAHSA), based on a Request for Proposal (RFP) process to be completed by LAHSA, to determine the projects that will receive funding;

Revise the Action Plan, as necessary to include modifications to projects being undertaken by the County and participating cities during Fiscal Year 2005-06, and to include Federal regulation changes and new HUD directives;

Transfer a total of \$1,086,570 in Fiscal Year 2005-06 CDBG funds, and prior year CDBG funds, which will be exchanged for general funds from the Cities of Sierra Madre, Santa Fe Springs, Bradbury, Avalon and the Fourth Supervisorial District to the City of Hawaiian Gardens; from the Cities of La Habra Heights, Manhattan Beach and Rolling Hills Estates to the City of West Hollywood; and from the City of Cerritos to the City of San Fernando; and to execute all required documents for these purposes;

Terminate CDBG Reimbursable and Advance Contracts utilizing Fiscal Year 2005-06 funds, when a breach of contract occurs or when funded activities are determined ineligible under CDBG regulations, and to take all related actions, including execution of termination documents; and

Identify and deposit into unprogrammed fund accounts of the respective Supervisorial Districts all CDBG Fiscal Year 2005-06 funds that are unexpended, disallowed or recovered as a result of full or partial CDBG Reimbursable or Advance Contract terminations. (05-1099)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

APPROVED THE 2005-06 ACTION PLAN TO ENABLE THE COUNTY TO RECEIVE AND ADMINISTER AN ESTIMATED \$71,678,069 IN FEDERAL FUNDS, COMPRISED OF \$34,621,264 IN THIRTY-FIRST PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS; \$444,940 IN FISCAL YEAR 2005-06 CDBG FUNDS RECEIVED AS A JOINT APPLICANT WITH THE CITY OF CERRITOS; \$18,669,646 IN CDBG FUNDS FROM PRIOR FISCAL YEARS; \$2,500,000 IN ESTIMATED FUTURE CDBG PROGRAM INCOME; \$13,796,207 IN FISCAL YEAR 2005-06 HOME INVESTMENT PARTNERSHIPS (HOME) PROGRAM FUNDS; \$319,422 IN FISCAL YEAR 2005-06 AMERICAN DREAM DOWNPAYMENT INITIATIVE ACT (ADDI) PROGRAM FUNDS; AND \$1,326,590 IN FISCAL YEAR 2005-06 EMERGENCY SHELTER GRANT (ESG) FUNDS; ALSO APPROVED AND AUTHORIZED THE EXECUTIVE DIRECTOR OF THE COMMISSION TO:

- A. SERVE AS AGENT OF THE COUNTY, FOR ADMINISTRATION OF THE ACTION PLAN AND THE ALLOCATED FUNDS; AND TO INCORPORATE INTO THE ACTION PLAN THE PUBLIC COMMENTS APPROVED FOR INCLUSION BY THE BOARD, AND TO SUBMIT THE ACTION PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) BY JUNE 1, 2005;**
- B. PROVIDE HUD WITH ANY ADDITIONAL INFORMATION REQUIRED FOR APPROVAL OF THE ACTION PLAN;**
- C. EXECUTE CDBG REIMBURSABLE AND ADVANCE CONTRACTS, AND ANY AMENDMENTS THERETO, WITH 49 COMMUNITY-BASED**

ORGANIZATIONS AND OTHER PUBLIC AGENCIES TO PROVIDE A TOTAL OF \$2,847,893 IN CDBG FUNDS FOR THE 2005-06 PROGRAM YEAR, TO BE EFFECTIVE FROM JULY 1, 2005 TO JUNE 30, 2006, FOR 53 PROJECTS AS DESCRIBED IN THE ACTION PLAN;

- D. EXECUTE CDBG REIMBURSABLE CONTRACT AMENDMENTS WITH 45 PARTICIPATING CITIES, TO PROVIDE A TOTAL OF \$18,426,287 IN CDBG FUNDING FOR ELIGIBLE ACTIVITIES FOR FISCAL YEAR 2005-06, TO BE EFFECTIVE FROM JULY 1, 2005 TO JUNE 30, 2006;**
- E. EXECUTE CDBG REIMBURSABLE CONTRACT AMENDMENTS WITH SIX CITIES AND THE COMMISSION FOR THE WEST ALTADENA COMMUNITY REDEVELOPMENT PROJECT AREA THAT HAVE BEEN APPROVED OR ARE PENDING APPROVAL OF**

SECTION 108 LOANS, FOR THE PURPOSE OF REPAYING SECTION 108 LOANS APPROVED BY THE BOARD, AND TO SET ASIDE \$1,883,523 OF FISCAL YEAR 2005-06 CDBG ALLOCATION FOR LOAN REPAYMENT;
- F. EXECUTE CDBG ADVANCE CONTRACTS, AND ANY AMENDMENTS THERETO, BETWEEN THE COMMISSION AND THE WHITTIER BOULEVARD MERCHANTS ASSOCIATION AND THE FLORENCE FIRESTONE CHAMBER OF COMMERCE, IN THE AMOUNT OF UP TO \$357,912 AND \$110,000 RESPECTIVELY, USING CDBG FUNDS FOR THE 2005-06 PROGRAM YEAR, AS DESCRIBED IN THE ACTION PLAN, TO BE EFFECTIVE FROM JULY 1, 2005 TO JUNE 30, 2006;**
- G. EXECUTE CDBG REIMBURSABLE CONTRACTS WITH THE HOUSING AUTHORITY, TO PROVIDE \$1,719,574 IN CDBG FUNDS TO CARRY OUT SEVEN NEW AND FOUR CONTINUING PROJECTS INVOLVING CAPITAL IMPROVEMENTS AND SERVICES FOR PUBLIC HOUSING RESIDENTS;**
- H. EXECUTE MEMORANDA OF UNDERSTANDING WITH NINE PARTICIPATING CITIES, TO PROVIDE \$4,173,578 IN HOME FUNDS FOR THE DEVELOPMENT OF SINGLE-FAMILY HOMES AND SINGLE-FAMILY HOME REHABILITATION;**
- I. REPROGRAM HOME FUNDS, WITHIN THE LIMITS PRESCRIBED BY HUD, IN ORDER TO FULLY EXPEND THE GRANT, FOR THE PURPOSES DESCRIBED IN THE ACTION PLAN;**
- J. USE ESG FUNDS IN THE AMOUNT OF \$1,326,590 TO FUND PROGRAMS THAT ASSIST THE HOMELESS; AND TO AMEND THE ACTION PLAN TO INCLUDE THE FINAL DISTRIBUTION OF ESG FUNDS TO THE LOS ANGELES HOMELESS SERVICES AUTHORITY (LAHSA), BASED ON A REQUEST FOR PROPOSAL PROCESS TO BE COMPLETED BY LAHSA, TO DETERMINE**

THE PROJECTS THAT WILL RECEIVE FUNDING;

- K. REVISE THE ACTION PLAN, AS NECESSARY TO INCLUDE MODIFICATIONS TO PROJECTS BEING UNDERTAKEN BY THE COUNTY AND PARTICIPATING CITIES DURING FISCAL YEAR 2005-06, AND TO INCLUDE FEDERAL REGULATION CHANGES AND NEW HUD DIRECTIVES;**
- L. TRANSFER A TOTAL OF \$1,086,570 IN FISCAL YEAR 2005-06 CDBG FUNDS, AND PRIOR YEAR CDBG FUNDS, WHICH WILL BE EXCHANGED**
- FOR GENERAL FUNDS FROM THE CITIES OF SIERRA MADRE, SANTA FE SPRINGS, BRADBURY, AVALON AND THE FOURTH SUPERVISORIAL DISTRICT TO THE CITY OF HAWAIIAN GARDENS; FROM THE CITIES OF LA HABRA HEIGHTS, MANHATTAN BEACH AND ROLLING HILLS ESTATES TO THE CITY OF WEST HOLLYWOOD; AND FROM THE CITY OF CERRITOS TO THE CITY OF SAN FERNANDO; AND TO EXECUTE ALL REQUIRED DOCUMENTS FOR THESE PURPOSES;**
- M. TERMINATE CDBG REIMBURSABLE AND ADVANCE CONTRACTS UTILIZING FISCAL YEAR 2005-06 FUNDS, WHEN A BREACH OF CONTRACT OCCURS OR WHEN FUNDED ACTIVITIES ARE DETERMINED INELIGIBLE UNDER CDBG REGULATIONS, AND TO TAKE ALL RELATED ACTIONS, INCLUDING EXECUTION OF TERMINATION DOCUMENTS; AND**
- N. IDENTIFY AND DEPOSIT INTO UNPROGRAMMED FUND ACCOUNTS OF THE RESPECTIVE SUPERVISORIAL DISTRICTS ALL CDBG FISCAL YEAR 2005-06 FUNDS THAT ARE UNEXPENDED, DISALLOWED OR RECOVERED AS A RESULT OF FULL OR PARTIAL CDBG REIMBURSABLE OR ADVANCE CONTRACT TERMINATIONS.**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

4.

Hearing on the levying of annual assessments in County Lighting District LLA-1 for street lighting purposes for Fiscal Year 2005-06, at the same rates as Fiscal Year 2004-05 (All Districts). (05-1227)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. MADE A FINDING THAT THE ASSESSMENT IS FOR THE PURPOSE OF MEETING OPERATING EXPENSES, PURCHASING SUPPLIES, EQUIPMENT OR MATERIALS, MEETING FINANCIAL RESERVE NEEDS AND REQUIREMENTS, AND PROVIDING FUNDS FOR CAPITAL IMPROVEMENT PROJECTS, INCLUDING THE CONSTRUCTION OF ADDITIONAL STREET LIGHTS, AND THE REPAIR AND REPLACEMENT OF OBSOLETE EQUIPMENT WITH NEW, MODERN EQUIPMENT NECESSARY FOR THE PROPER OPERATION OF LIGHTING FACILITIES WITHIN COUNTY LIGHTING DISTRICT LLA-1;**
- 2. DETERMINED THAT THE ASSESSMENT IS JUST AND EQUITABLE, AND IN THE PUBLIC INTEREST, THAT THE ADDITIONAL COSTS FOR THE EXPENSES OF THE INSTALLATION AND MAINTENANCE OF ADDITIONAL LIGHTS BE MADE A CHARGE UPON COUNTY LIGHTING DISTRICT LLA-1, AS A WHOLE FOR FISCAL YEAR 2005-06; AND**
- 3. ADOPTED THE RESOLUTION CONFIRMING THE DIAGRAM AND ASSESSMENT AND ORDERING THE LEVYING OF ASSESSMENTS IN COUNTY LIGHTING DISTRICT LLA-1 FOR FISCAL YEAR 2005-06.**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

5. Hearing on annexation of subdivision territories to County Lighting Maintenance District 1687 and County Lighting District LLA-1, Unincorporated Zone (3 and 5); and the levying of annual assessments within the annexed subdivision territories for street lighting purposes, with a base assessment rate of \$5 for a single-family home for the Unincorporated Zone for Fiscal Year 2005-06; also adoption of Joint Resolutions approving and accepting the exchange of property tax revenues resulting from the annexation of subdivision territories; and adoption of Resolutions approving and accepting the exchange of property tax revenues on behalf of the Palmdale Water District - Zone A and the Resource Conservation District of the Santa Monica Mountains, resulting from the annexation of Project L048-99 and Tract Nos. 45674 and 45934, respectively, to County Lighting Maintenance District 1687. (05-0916)

THE BOARD CLOSED THE HEARING; AND INSTRUCTED THE EXECUTIVE OFFICER OF THE BOARD TO TABULATE THE ASSESSMENT BALLOTS SUBMITTED, AND NOT WITHDRAWN, IN SUPPORT OF OR IN OPPOSITION TO THE PROPOSED ASSESSMENTS FOR EACH SUBDIVISION TERRITORY IN COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE (3 AND 5); AND TABLED THE MATTER FOR LATER IN THE MEETING FOR A REPORT ON THE TABULATION OF THE BALLOTS AND DECISION.

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

THE BOARD TOOK THE FOLLOWING ACTIONS AFTER THE REPORT BY THE EXECUTIVE OFFICER OF THE BOARD:

- 1. DETERMINED THAT NO MAJORITY PROTEST EXISTS AGAINST THE PROPOSED ANNEXATION AND LEVY OF ASSESSMENTS FOR SUBDIVISION TERRITORIES WITHIN COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE;**
- 2. MADE A FINDING THAT THE ANNEXATION AND ASSESSMENTS ARE FOR THE PURPOSE OF MEETING OPERATING EXPENSES, PURCHASING SUPPLIES, EQUIPMENT OR MATERIALS; MEETING FINANCIAL RESERVE NEEDS AND REQUIREMENTS; AND OBTAINING FUNDS FOR CAPITAL PROJECTS, INCLUDING THE OPERATION AND MAINTENANCE OF STREET LIGHTS NECESSARY TO MAINTAIN SERVICE WITHIN THE ANNEXED AREAS;**
- 3. ADOPTED THE RESOLUTION ORDERING ANNEXATION OF SUBDIVISION TERRITORIES TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE, AND THE LEVYING OF ASSESSMENTS WITHIN THE ANNEXED TERRITORIES FOR FISCAL YEAR 2005-06;**
- 4. ADOPTED THE JOINT RESOLUTIONS APPROVING AND ACCEPTING THE EXCHANGE OF PROPERTY TAX REVENUES RESULTING FROM ANNEXATION OF SUBDIVISION AREAS TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE; AND**
- 5. ADOPTED THE RESOLUTIONS APPROVING AND ACCEPTING THE EXCHANGE OF PROPERTY TAX REVENUES ON BEHALF OF THE PALMDALE WATER DISTRICT - ZONE A AND THE RESOURCE CONSERVATION DISTRICT OF THE SANTA MONICA MOUNTAINS, RESULTING FROM THE ANNEXATION OF PROJECT L048-99 AND TRACT NOS. 45674 AND 45934, RESPECTIVELY, TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687.**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

6.

Hearing on annexation of territories (Petitions 129-903, 30-304, 37-304, 56-604 and 135-126) to County Lighting Maintenance Districts 1687 and 10006, and County Lighting District LLA-1, Unincorporated and Diamond Bar Zones (4 and 5); and the levying of annual assessments within the annexed territories for street lighting purposes, with a base assessment rate of \$5 for a single-family residence within the Unincorporated Zone and \$13 for the Diamond Bar Zone for Fiscal Year 2005-06; also adoption of Joint Resolutions approving and accepting the negotiated exchange of property tax revenues resulting from the annexation of territories. (05-0917)

THE BOARD CLOSED THE HEARING; AND INSTRUCTED THE EXECUTIVE OFFICER OF THE BOARD TO TABULATE THE ASSESSMENT BALLOTS SUBMITTED, AND NOT WITHDRAWN, IN SUPPORT OF OR IN OPPOSITION TO THE PROPOSED ANNEXATION AND LEVY OF ASSESSMENTS TO COUNTY LIGHTING MAINTENANCE DISTRICTS 1687 AND 10006, AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED AND DIAMOND BAR ZONES (4 AND 5); AND TABLED THE MATTER FOR LATER IN THE MEETING FOR A REPORT ON THE TABULATION OF THE BALLOTS AND DECISION.

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

THE BOARD TOOK THE FOLLOWING ACTIONS AFTER THE REPORT BY THE EXECUTIVE OFFICER:

- 1. DETERMINED THAT A MAJORITY PROTEST EXISTS AGAINST THE PROPOSED ANNEXATION AND LEVY OF ASSESSMENT FOR PETITION NO. 129-903 WITHIN COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE; AND AS A RESULT ABANDONED THE ANNEXATION, LEVY OF ASSESSMENT, AND PROPERTY TAX PROCEEDINGS AND REFERRED THE MATTER BACK TO THE ACTING DIRECTOR OF PUBLIC WORKS;**
- 2. DETERMINED THAT NO MAJORITY PROTEST EXISTS AGAINST THE PROPOSED ANNEXATION AND LEVY OF ASSESSMENTS FOR THE REMAINING 4 TERRITORIES (PETITIONS 30-304, 37-304, 56-604 AND 135-126) WITHIN COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND 10006 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED AND DIAMOND BAR ZONES;**

3. **MADE A FINDING THAT THE ANNEXATIONS AND ASSESSMENTS ARE FOR THE PURPOSE OF MEETING OPERATING EXPENSES, PURCHASING SUPPLIES, EQUIPMENT OR MATERIALS; MEETING FINANCIAL RESERVE NEEDS AND REQUIREMENTS; AND OBTAINING FUNDS FOR CAPITAL PROJECTS, INCLUDING THE OPERATION AND MAINTENANCE OF STREET LIGHTS NECESSARY TO MAINTAIN SERVICE WITHIN THE ANNEXED AREAS;**
4. **ADOPTED THE RESOLUTION ORDERING ANNEXATION OF TERRITORIES TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND 10006 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED AND DIAMOND BAR ZONES, CONFIRMING A DIAGRAM AND ASSESSMENT, AND THE LEVYING OF ASSESSMENTS WITHIN THE ANNEXED TERRITORIES FOR FISCAL YEAR 2005-06; AND**
5. **ADOPTED THE JOINT RESOLUTIONS APPROVING AND ACCEPTING THE NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUES RESULTING FROM ANNEXATION OF TERRITORIES (PETITIONS 30-304, 37-304, AND 56-604) TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 (PETITION 135-126) TO COUNTY LIGHTING MAINTENANCE DISTRICT 10006 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED AND DIAMOND BAR ZONES.**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

7. Hearing on levying of Flood Control Benefit Assessment for Fiscal Year 2005-06 at the same rate that is currently in effect, \$28.85 in Zone 1, \$5.95 in Zone 2, and \$0.00 in Zone 3 and 4, to provide approximately \$109,000,000 for flood control purposes. (05-1050)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

1. **MADE A FINDING THAT ADOPTION OF THE RESOLUTION IS FOR THE PURPOSE OF MEETING OPERATING EXPENSES, AND IS THEREFORE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AND**
2. **ADOPTED THE RESOLUTION DETERMINING AND LEVYING THE ANNUAL FLOOD CONTROL BENEFIT ASSESSMENT ON EACH PARCEL OF LAND WITHIN THE DISTRICT FOR FISCAL YEAR 2005-06.**

[See Supporting Document](#)

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

8. Hearing on proposed Department of Mental Health's Published Charges for Fiscal Year 2005-06, effective July 1, 2005. (05-1242)

CONTINUED WITHOUT DISCUSSION TO JUNE 28, 2005.

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Burke and Supervisor Yaroslavsky

Vote: Common Consent

9. Hearing on proposed increases to existing water supply charges by 74%, for the construction of water system improvements within existing service areas for Waterworks District No. 40, Antelope Valley (5), as follows: a) Local System Improvement (Frontage) Charge (per foot of benefited frontage) from \$14.61 - \$73.65 to \$25.42 - \$128.15; b) Capital Improvement (Acreage) Charge (per acre of benefited area) from \$1,267 - \$1,897 to \$2,205 - \$3,301; c) Capital Improvement (Tank Capacity Unit) Charge (per tank capacity unit) from \$480 to \$835; and d) Water Meter Application Processing Charge (per meter) from \$339 - \$687 to \$590 - \$1,195; and to establish a new Water Supply Reliability Charge to fund capital projects and firm up the District's water supply for new development without impacting existing customers, as follows: a) Water Banking Fee to establish a water-banking program to store water from the California State Water Project, or any other source, for use during dry years (\$1,500 per billing unit); b) Groundwater Supply Fee for developing groundwater wells (\$3,000 per billing unit); and c) Recycled Water Fee for the use of tertiary treated effluent from the County Sanitation Districts of Los Angeles County's water reclamation plants (\$1,200 per billing unit); also find that the project is exempt from the provisions of the California Environmental Quality Act. (05-1143)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. MADE A FINDING THAT THE PURPOSE OF THE INCREASES IN EXISTING WATER SUPPLY CHARGES AND ADOPTION OF A NEW WATER SUPPLY RELIABILITY CHARGE ARE TO FUND CAPITAL PROJECTS AND FIRM UP THE WATER SUPPLIES NECESSARY TO MAINTAIN WATER SERVICE WITHIN THE DISTRICT'S EXISTING SERVICE AREAS AND ARE THEREFORE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT;**
- 2. ADOPTED THE RESOLUTION APPROVING INCREASES TO EXISTING WATER SUPPLY CHARGES FOR THE CONSTRUCTION OF WATER SYSTEM IMPROVEMENTS WITHIN EXISTING SERVICE AREAS; AND ESTABLISHING A NEW WATER SUPPLY RELIABILITY CHARGE TO FUND CAPITAL PROJECTS AND FIRM UP THE DISTRICT'S WATER SUPPLY FOR NEW DEVELOPMENT WITHOUT IMPACTING EXISTING CUSTOMERS, FOR WATERWORKS DISTRICT NO. 40, ANTELOPE VALLEY (5);**
- 3. ADOPTED AMENDMENTS TO THE LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40 ANTELOPE VALLEY, RULES AND REGULATIONS TO REFLECT THE INCREASES IN THE EXISTING WATER SUPPLY CHARGES AND ADOPTION OF THE NEW WATER SUPPLY RELIABILITY CHARGE;**
- 4. INSTRUCTED THE ACTING DIRECTOR OF PUBLIC WORKS TO REVIEW THE WATER RATES AND CHARGES ON JANUARY 1 OF EVERY YEAR AND MAKE A RECOMMENDATION TO THE BOARD TO ADJUST THE WATER RATES AND CHARGES ACCORDINGLY.**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

10. Hearing on purchase of real property located at 5555-5557 Ferguson Dr., City of Commerce (1) from the SDCERA Realty Corporation, in the amount of one dollar plus closing and title policy fees of approximately \$20,000, for the Department of Health Services; authorize the Chief Administrative Officer to supplement the title policy to cover the full market value of the Property at the County's cost; also approval of Negative Declaration (ND) and determination that the project will not have a significant effect on the environment or adverse effect on wildlife resources and find that the ND reflects the independent judgment of the County. (05-1080)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. MADE A FINDING THAT THE PROPERTY IS NEEDED FOR FUTURE PUBLIC USE, NAMELY TO HOUSE THE DEPARTMENT OF HEALTH SERVICES AND OTHER GOVERNMENTAL SERVICES;**
- 2. EXERCISED THE OPTION AND CONSUMMATED THE PURCHASE OF REAL PROPERTY LOCATED AT 5555-5557 FERGUSON DR., CITY OF COMMERCE FROM THE SDCERA REALTY CORPORATION, IN THE AMOUNT OF ONE DOLLAR PLUS CLOSING AND TITLE POLICY FEE OF APPROXIMATELY \$20,000; AND**
- 3. AUTHORIZED THE CHIEF ADMINISTRATIVE OFFICER TO SUPPLEMENT THE TITLE POLICY TO COVER THE FULL MARKET VALUE OF THE PROPERTY AT THE COUNTY'S COST.**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

11. Hearing to conditionally vacate, with reservations, alleys east of Lincoln Avenue, unincorporated County area known as Altadena (5); and find that the vacation is categorically exempt from the provisions of the California Environmental Quality Act. (05-1106)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. MADE A FINDING THAT THE PROPOSED VACATION IS CATEGORICALLY EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; THAT THE AREAS TO BE VACATED ARE NO LONGER NEEDED FOR PRESENT OR PROSPECTIVE PUBLIC USE AND ARE NOT USEFUL AS NONMOTORIZED TRANSPORTATION FACILITIES; AND**
- 2. ADOPTED THE RESOLUTION ORDERING THE CONDITIONAL VACATION WITH RESERVATIONS; AND**
- 3. INSTRUCTED THE ACTING DIRECTOR OF PUBLIC WORKS TO RECORD SAID RESOLUTION WITH THE REGISTRAR-RECORDER/COUNTY CLERK.**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

12.

Hearing on proposed amendments to Title 4 - Revenue and Finance to increase the Notification of Parties of Interest fee from the fixed statutory fee of \$35 to a total fee of up to \$270 per parcel, to recover the costs, including labor, for mailing notifications to property owners and parties of interest impacted by the public auction of tax-defaulted secured properties that are subject to the power of sale; and to increase the Title Search Fee from \$57.50 to \$60, to recover actual costs incurred for title investigation services (All Districts). (05-1230)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. INCREASED THE NOTIFICATION OF PARTIES OF INTEREST FEE FROM THE FIXED STATUTORY FEE OF \$35 TO A TOTAL FEE OF UP TO \$270 PER PARCEL WHICH ALLOWS THE TREASURER AND TAX COLLECTOR TO RECOVER THE ACTUAL COSTS, INCLUDING LABOR, FOR MAILING NOTIFICATIONS TO PROPERTY OWNERS AND PARTIES OF INTEREST IMPACTED BY THE PUBLIC AUCTION OF TAX-DEFAULTED SECURED PROPERTIES THAT ARE SUBJECT TO THE POWER OF SALE;**
- 2. INCREASED THE TITLE SEARCH FEE FROM \$57.50 TO \$60, TO RECOVER ACTUAL COSTS INCURRED FOR TITLE INVESTIGATION SERVICES PERFORMED BY WEST COAST TITLE COMPANY; AND**
- 3. ADOPTED ORDINANCE NO. 2005-0041 ENTITLED, "AN ORDINANCE AMENDING TITLE 4 - REVENUE AND TAXATION OF THE LOS ANGELES COUNTY CODE, RELATING TO THE FEES CHARGED AND COLLECTED BY THE TREASURER AND TAX COLLECTOR TO REIMBURSE THE COUNTY FOR COSTS RELATED TO THE SALE OF TAX DEFAULTED REAL PROPERTY." THIS ORDINANCE SHALL TAKE EFFECT JUNE 23, 2005.**

[See Supporting Document](#)

[See Final Action](#)

Absent:

None

Vote:

Unanimously carried

13.

De novo hearing on Conditional Use Permit Case No. 200400077-(4), Project No. R2004-00956, and determination of Categorical Exemption, to authorize the continued use of an existing banquet facility with the sale of a full line of alcoholic beverages for on-site consumption located at 4215 Admiralty Way., Marina del Rey, in the Playa del Rey Zoned District, applied for by Fantasea Yachts & Yacht Club. (Appeal from Regional Planning Commission's approval) (05-1263)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

1. INDICATED ITS INTENT TO DENY THE APPEAL RELATING TO
CONDITIONAL USE PERMIT CASE NO. 200400077-(4), PROJECT
NO. R2004-00956;
2. INDICATED ITS INTENT TO APPROVE CONDITIONAL USE PERMIT
CASE NO. 200400077-(4), PROJECT NO. R2004-00956, AND
SUSTAINED THE REGIONAL PLANNING COMMISSION'S DECISION
TO APPROVE; AND
3. INSTRUCTED COUNTY COUNSEL TO PREPARE FINDINGS AND
CONDITIONS FOR FINAL APPROVAL.

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

ADMINISTRATIVE MATTERS

BOARD OF SUPERVISORS (Committee of Whole) 14 - 22

14. Recommendation as submitted by Supervisor Burke: Waive permit fee in amount of
\$150 and reduce parking fee to \$1 per car, excluding the cost of liability insurance, for
the Kayaks For Kids' program, to be held at Marina "Mother's" Beach on June 5, 11
and 18, 2005. (05-1369)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Burke and Supervisor Yaroslavsky

Vote: Unanimously carried

15. Recommendation as submitted by Supervisor Knabe: Proclaim May 30, 2005 as "Memorial Day" throughout Los Angeles County and urge all citizens to pause on Memorial Day in solemn remembrance of the men and women who kept watch over our democracy and died in service to our Nation; and to participate in patriotic ceremonies in remembrance and honor of the brave and heroic veterans whose sacrifices ensured the preservation of our American way of life. (05-1376)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Burke and Supervisor Yaroslavsky

Vote: Unanimously carried

16. Recommendation as submitted by Supervisor Antonovich: Approve and direct the following to take various actions regarding the Department of Mental Health's Public Guardian operations: (05-1377)

Chief Administrative Officer to work in collaboration Department of Mental Health on a graduated allocation of funds for staff resources in the Public Guardian probate conservatorship program, starting with the 2005-06 Fiscal Year;

Chief Administrative Officer to work in collaboration with Department of Mental Health's Office of Public Guardian, the Treasurer and Tax Collector, County Counsel, Superior Court, and other public communication-related organizations to implement the recommendations referenced in BLUE CONSULTING'S 2004 Department of Mental Health Office of the Public Guardian Special Study;

Department of Human Resources to work in collaboration with the Department of Mental Health in developing performance standards of Public Guardian personnel, to ensure that management and other staff are held accountable to deliver quality services; and

Director of Mental Health to work in collaboration with the Regional Centers for the Developmentally Disabled, and County Counsel, to report back with recommendations on using probate conservatorship for the special needs of developmentally disabled with no adult caregiver.

APPROVED

[See Supporting Document](#)
[Video](#)
[See Final Action](#)
[Report](#)

Absent:

Supervisor Burke and Supervisor Yaroslavsky

Vote:

Unanimously carried

17. Recommendation as submitted by Supervisor Antonovich: Support SB 148 (Scott), legislation which would give local governments the authority to enforce zoning standards after a liquor license has been granted; and send a five-signature letter to Senator Scott, with copies to Governor Schwarzenegger, and the Los Angeles County Legislative Delegation expressing the Board's support of SB 148. (05-1372)

APPROVED

[See Supporting Document](#)
[See Supporting Document](#)
[See Final Action](#)
[Video](#)

Absent:

None

Vote:

Abstentions: Supervisor Knabe

18. Recommendation as submitted by Supervisor Antonovich: Proclaim June 5 through 11, 2005 as "Management Week" throughout Los Angeles County. (05-1370)

APPROVED

[See Supporting Document](#)
[See Final Action](#)

Absent:

Supervisor Burke and Supervisor Yaroslavsky

Vote:

Unanimously carried

19. **Revised** recommendation as submitted by Supervisor Molina: Support the California Public Utilities Commission (CPUC) initiatives designed to prevent rail accidents and support SJR 13 (Escutia) to provide more authority for local oversight and enforcement of rail safety standards; also support the following legislative bills, and send a five-signature letter to the Los Angeles County Legislative Delegation expressing the Board's support of AB 158, SB 578 and SJR 13: (Continued from meeting of 5-17-05 at the request of Supervisor Molina) (05-1346)

AB 158 (Bermudez) which would require the CPUC to convene a special task force to study certain railroad safety issues, including vandalism and transporting hazardous waste, to recommend safety measures, and to include the findings and recommendations in its annual report to the Legislature on sites on railroad lines that are found to be hazardous;

SB 578 (Escutia), which would require that when a railroad company is aware of a runaway train that is carrying hazardous materials, it must immediately communicate to State and local responders all the information it has at that time about the presence and location on the train of the hazardous materials; and

Any other State or Federal railroad safety legislation that is designed to prevent accidents and increase California's oversight of railroad safety.

APPROVED

[See Supporting Document](#)

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Burke and Supervisor Yaroslavsky

Vote: Unanimously carried

20. Recommendation as submitted by Supervisor Molina: Recommend Manhattan Beach Councilmember Jim Aldinger for appointment to the vacant seat on the California Coastal Commission; and send a five-signature letter to the Senate President Pro Tempore requesting consideration of this nominee. (05-1382)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

21. Recommendation as submitted by Supervisor Molina: Proclaim June 12, 2005 as the "107th Anniversary of Philippine Independence" and urge all employees and residents of the County to join in the festivities; encourage all Department/District Heads and their employees to support and attend the celebration on June 9, 2005; waive parking fees in amount of \$1,275 for 75 cars at the Music Center garage for the program's participants and the event's guests; waive fees for use of the County Mall in amount of \$350, excluding the cost of liability insurance; and extend best wishes to the Los Angeles County Filipino American Employees Association for a successful celebration and encourage County employees and residents to support this important cultural event. (05-1380)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Burke and Supervisor Yaroslavsky

Vote: Unanimously carried

22. Recommendation as submitted by Supervisor Molina: Designate October 2005 as "Disability Awareness Month;" co-sponsor the Los Angeles County Commission on Disabilities 14th Annual Access Awards Luncheon, to be held October 19, 2005; request the Music Center to waive rental fees in amount of \$800, excluding the cost of liability insurance, for use of the Grand Hall at the Dorothy Chandler Pavilion; waive parking fees at the Music Center garage for approximately 300 luncheon attendees in amount of \$2,100; and instruct related County departments to work with the Commission to ensure effective coordination of activities for the luncheon. (05-1379)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Burke and Supervisor Yaroslavsky

Vote: Unanimously carried

23.

Recommendation: Approve and instruct the Chair to execute sole source Master Services Agreement with Microsoft Corporation for Premier Support Services (PSS) and Microsoft Consulting Services which will allow County departments to have access to technical resources that can only be obtained from Microsoft to assist with planning and ensuring the sustaining viability of services reliant on Microsoft technologies, at a total annual cost not to exceed \$2,000,000, effective upon Board approval through December 31, 2008, with two two-year extensions; also authorize the Chief Information Officer to approve and execute Statements of Services (SOS) for specific work orders and necessary change orders to existing work orders on behalf of County departments for PSS, and to execute SOS for Microsoft Consulting Services having a maximum sum of \$100,000 or less. APPROVE (Continued from meetings of 5-10-05 and 5-17-05 at the request of the Chief Information Officer) (05-1117)

APPROVED; ALSO APPROVED AGREEMENT NO. 75272

[See Supporting Document](#)

Absent: Supervisor Burke and Supervisor Yaroslavsky

Vote: Unanimously carried

PUBLIC LIBRARY (2) 24

24.

Recommendation: Approve and instruct the Chair to sign amendments to agreements with PDQ Personnel Services, Inc., and Library Associates to increase the annual contract expenditure authority from \$100,000 to \$300,000 for each contract, for temporary professional and paraprofessional librarian services. (Continued from meetings of 4-19-05 and 5-10-05 at the request of the Board) (05-1046)

CONTINUED THREE WEEKS TO JUNE 14, 2005

[See Supporting Document](#)

[See Supporting Document](#)

Absent: Supervisor Burke and Supervisor Yaroslavsky

Vote: Common Consent

ORDINANCE FOR ADOPTION 25

25.

Ordinance for adoption amending the County Code, Title 5 - Personnel and Title 6 - Salaries, implementing provisions negotiated with represented employee units; and amending various sections extending provisions negotiated with represented employee units to non-represented Fire Department classifications. (05-1347)

ADOPTED ORDINANCE NO. 2005-0038. THIS ORDINANCE SHALL TAKE EFFECT MAY 24, 2005 AND BE OPERATIVE MARCH 1, 2005.

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Burke and Supervisor Yaroslavsky

Vote: Unanimously carried

SEPARATE MATTER 26

26.

Review, pursuant to Section 22050 of the Public Contract Code, the Board's emergency action of January 25, 2005, authorizing the Acting Director of Public Works to negotiate and enter into contracts for the performance of emergency work necessary to repair and replace roads and flood control facilities damaged during the severe winter rainstorms that occurred during early January 2005, to determine that there is a need to continue the action. **4-VOTES** (05-0491)

REVIEWED AND CONTINUED TWO WEEKS TO JUNE 7, 2005

Absent: None

Vote: Common Consent

MISCELLANEOUS

27. **Additions to the agenda requested by Board members and the Chief Administrative Officer, which were posted more than 72 hours in advance of the meeting, as indicated on the green supplemental agenda.**

- 27-A.** Recommendation as submitted by Supervisor Antonovich: Direct the Director of Children and Family Services and County Counsel to brief the Board as a as a set item on June 7, 2005, at 11:00 a.m., regarding the Department of Children and Family Services' decision to no longer comply with requests for Out-of-Home Care Evaluation Unit reports, required by the Los Angeles Juvenile Court and designed to ensure that children under the jurisdiction of the County Juvenile Dependency Court have competent legal representation to pursue potential tort claims. (05-1425)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Burke and Supervisor Yaroslavsky

Vote: Unanimously carried

- 27-B.** Recommendation as submitted by Supervisor Antonovich: Direct the Director of Children and Family Services to report back to the Board within 180 days on the status of the Department's Concurrent Planning Redesign Pilot, which is being implemented in five offices throughout the County, to improve permanency outcomes for Children; and the feasibility of expanding the Concurrent Planning Redesign Pilot County-wide. (05-1431)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Report](#)

Absent: Supervisor Burke and Supervisor Yaroslavsky

Vote: Unanimously carried

- 27-C.** Recommendation as submitted by Supervisor Antonovich: Waive rental fee in amount of \$325, excluding the cost of liability insurance, for use of Farnsworth Park for the Sahag-Mesrob Christian School's graduation program, to be held May 27, 2005. (05-1426)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 27-D.** Recommendation as submitted by Supervisor Molina: Authorize the Chief Administrative Officer to identify funding in amount not to exceed \$250,000, and execute consultant services contracts for Independent Medical Reviewers, Specialty Legal Counsel, and Policy Analysis to assist the Martin Luther King Hospital Advisory Board in completion of their review, assessment, and recommended plan of action for the hospital. (05-1439)

CONTINUED ONE WEEK TO MAY 31, 2005

[See Supporting Document \(Revised\)](#)
[See Supporting Document \(Original\)](#)
[See Final Action](#)

Absent: None

Vote: Common Consent

- 28. Items not on the posted agenda, to be presented and (if requested) referred to staff or placed on the agenda for action at a future meeting of the Board, or matters requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.**
- 28-A.** Recommendation as submitted by Supervisor Knabe: Instruct the Director of Planning in conjunction with County Counsel, Director of Health Services, the Sheriff and the Chairperson of the Business License Commission to study the issue of developing regulations for the unincorporated areas of the County regarding the opening of medical cannabis dispensaries, authorized under Proposition 215, to ensure that the dispensaries are located in areas that will allow for safe distribution of these materials while not having a negative impact on local neighborhoods; and report back to the Board within 30 days with recommendations on proposed regulations. (Relates to Agenda No. 101-A) (05-1468)
- [See Supporting Document](#)
[Video](#)
[See Final Action Revised Ordinance](#)
- 28-B.** Recommendation as submitted by Supervisor Antonovich: Direct the Director of Health Services to report back to the Board within 30 days with a comprehensive plan developed in cooperation with private hospitals, to begin making public the rate of hospital infections by hospital, outbreak information by hospital, and a plan to

implement surprise random inspections to ensure compliance. (05-1461)

[See Supporting Document](#)
[Report](#)
[See Final Action](#)

- 28-C.** Recommendation as submitted by Supervisor Antonovich: Proclaim June 2005 as "National Adopt a Cat Month" throughout Los Angeles County; and encourage all residents to visit County animal shelters and give a shelter cat a loving new home. (05-1477)

[See Supporting Document](#)
[See Final Action](#)

- 29. Recommendations by individual Supervisors to establish, extend or otherwise modify cash rewards for information concerning crimes, consistent with the Los Angeles County Code.**
- 29-A** Recommendation as submitted by Supervisor Burke: Extend the \$5,000 reward for any information leading to the arrest and conviction of the person or persons responsible for the murder of Norman Eugene Wattress who was shot and killed at a strip mall parking lot in the 7200 block of South Central Avenue, in the Florence-Firestone area, on Tuesday, February 8, 2005 at 9:00 p.m. (05-0849)

ADOPTED

[See Supporting Document](#)
[See Final Action](#)
[Video](#)

Absent: None

Vote: Unanimously carried

Adjourning Motions 32

- 31.** Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

JENNIFER LYNN JACKSON ADDRESSED THE BOARD. (05-1480)

[Video](#)

32. On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

Supervisor Molina

Jose M. Lopez

Supervisor Burke and All Members of the Board

Jose Ricardo Gomez

Supervisor Burke

La Kendra Dickerson

Thelma Lee

Supervisor Yaroslavsky and All Members of the Board

Billy Sanders

Supervisor Knabe

Virginia "Ginny" Black

Violet Bonta

Al Freedman

James McCabe

Mary Abbott Self

Susan Wagner

Supervisor Antonovich

Barbara Dempsey Berryhill

Henry Corden

Josephine S. Evans

Glenn Galias

David Miyashita

Bernice LaVonne Monroe

Merrill Lee Rush

John L. Sullivan

Sr. Mercia Louise Zerwekh (05-1478)

ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER

DISCUSSION AND ACTION BY THE BOARD

- A-1. Continue local emergencies as a result of the following: (a) Discovery of an infestation of fruit flies, as proclaimed on August 8, 1989; (b) Discovery of an infestation of fruit flies, as proclaimed on May 10, 1990; (c) Fire started on September 22, 2002 in the Williams Canyon Area in the foothills of the eastern San Gabriel Valley, as proclaimed by the Chair on September 25, 2002 and ratified by the Board on October 1, 2002; (d) Multiple fires in and around the Cities of Claremont and La Verne, as proclaimed by the Chief Administrative Officer on October 26, 2003 and ratified by the Board on October 28, 2003; (e) Flooding in the Cities of Carson, Compton, Los Angeles, Lynwood, South Gate and the unincorporated areas of Willowbrook and Rosewood, as proclaimed by the Chair on November 12, 2003,

ratified by the Board on November 18, 2003, and revised on December 2, 2003; (f) Winter Rain Storms within the City of Santa Clarita, Antelope Valley, San Dimas and other cities and unincorporated areas of Los Angeles County, as proclaimed by the Chief Administrative Officer on January 10, 2005 and ratified by the Board on January 11, 2005; and (g) New Winter Storms beginning February 12, 2005 and continuing since that date throughout the incorporated and unincorporated areas of Los Angeles County as proclaimed by the Chair and ratified by the Board on February 22, 2005.

Documents on file in Executive Office

REVIEWED AND CONTINUED

Closing 33

33. On motion of Supervisor Molina, and by common consent, there being no objection, Open Session recessed at 1:28 p.m. following Board Order No. 32.

The Board reconvened at 1:41 p.m. Present were Supervisors Yvonne B. Burke, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich and Gloria Molina, Chair presiding.

On motion of Supervisor Molina, and by common consent, there being no objection, Open Session adjourned to Closed Session at 1:42 p.m. to:

CS-1

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

In the Matter of the Noise Variance Application of: City of Los Angeles, Department of Airports for Los Angeles International Airport (LAX), Department of Transportation, State of California, Case No. L2004060244

This administrative proceeding concerns Los Angeles World Airports' application for a noise variance for Los Angeles International Airport (LAX).
(05-0494)

CS-2

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Los Angeles County Employees Retirement Association v. Los Angeles County Firefighters Local 1014, AFL-CIO, et al.; Michael S. Talbot, et al. (Intervenors) v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BC 244838

This litigation involves alleged entitlements to retirement benefits for former and present County employees who provided service as temporary or recurrent fire control workers. (05-1374)

CS-3

Confer with legal counsel on the following existing litigation, pursuant to subdivision

(a) of Government Code Section 54956.9:

Significant exposure to litigation (two cases)

These matters involve requests by the District Attorney and Assessor to institute legal proceedings seeking to invalidate term limits placed on the offices of the Los Angeles County District Attorney and the Los Angeles County Assessor by County Charter amendments passed by the voters on March 5, 2002. (05-1375)

Closed Session convened at 1:50 p.m. Present were Supervisors Yvonne B. Burke, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich and Gloria Molina, Chair presiding.

Closed Session adjourned at 2:40 p.m. Present were Supervisors Yvonne B. Burke, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich and Gloria Molina, Chair presiding.

The Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts, adjourned its meeting following Board Order No. 32, at 2:40 p.m. The next regular meeting of the Board will be Tuesday, May 31, 2005, at 1:00 p.m. (05-1479)

The foregoing is a fair statement of the proceedings of the meeting held May 24, 2005, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Violet Varona-Lukens, Executive Officer
Executive Officer-Clerk
of the Board of Supervisors